

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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FORT WORTH EMPLOYEES' : Civil Action No. 1:09-cv-03701-JGK
RETIREMENT FUND, On Behalf of Itself and :
All Others Similarly Situated, : CLASS ACTION
Plaintiffs, : NOTICE OF MOTION FOR
vs. : APPOINTMENT AS LEAD PLAINTIFF
J.P. MORGAN CHASE & CO., et al., : AND FOR APPROVAL OF SELECTION OF
Defendants. : LEAD COUNSEL

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PLEASE TAKE NOTICE that Institutional Investor Employees' Retirement System of the Government of the Virgin Islands ("USVI GERS") will hereby move this Court, on a date and at such time as may be designated by the Court, for an Order (attached hereto as Exhibit A): (i) appointing USVI GERS as Lead Plaintiff; (ii) approving USVI GERS's selection of the law firm of Coughlin Stoia Geller Rudman & Robbins LLP to serve as Lead Counsel; and (iii) granting such other and further relief as the Court may deem just and proper. In support of this Motion, USVI GERS submits herewith a Memorandum of Law and Declaration of Mario Alba Jr., dated September 28, 2009.

DATED: September 28, 2009

COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP
SAMUEL H. RUDMAN
DAVID A. ROSENFELD
MARIO ALBA JR.

/s/ Mario Alba Jr.

MARIO ALBA JR.

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[Proposed] Lead Counsel for Plaintiff

CERTIFICATE OF SERVICE

I, Mario Alba Jr., hereby certify that, on September 28, 2009, I caused a true and correct copy of the attached:

Notice of Motion for Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel;

Memorandum in Support of the Motion of Employees' Retirement System of the Government of the Virgin Islands for Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel; and

Declaration of Mario Alba Jr. in Support of the Motion of Employees' Retirement System of the Government of the Virgin Islands for Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel,

to be served: (i) electronically on all counsel registered for electronic service for this case; and (ii) by first-class mail to any additional counsel.

/s/ Mario Alba Jr.

Mario Alba Jr.

JP MORGAN ALT (SDNY)

Service List - 9/24/2009 (08-0070)

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